

Public Notice – Approval of Water Quality Management Planning Actions

Notice of action: The State Water Control Board (Board) is considering the approval of eight Total Maximum Daily Load Implementation Plans (TMDL IPs) and granting authorization to include the TMDL implementation plans in the appropriate Water Quality Management Plans (WQMPs).

Purpose of notice: The Board is seeking comment on the proposed approvals and authorizations. The purpose of these actions is to approve eight TMDL IPs as Virginia's plans for the management actions necessary for attainment of water quality goals in several impaired waterbodies. These actions are taken in accordance with the Public Participation Procedures for Water Quality Management Planning.

Public comment period: March 12, 2012 to April 12, 2012

Description of proposed action: DEQ staff intends to recommend 1) that the DEQ Director approve the TMDL IPs listed below as Virginia's plans for the management actions necessary for attainment of water quality goals in the impaired segments, and 2) that the DEQ Director authorize inclusion of the TMDL IPs in the appropriate WQMPs. No regulatory amendments are required for these TMDL IPs.

At previous meetings, the Board voted unanimously to delegate to the DEQ Director the authority to approve TMDL implementation plans, provided that a summary report of the action the Director plans to take is presented to the Board prior to the Director's approval. The TMDL Implementation Plans included in this public notice will be approved using this delegation of authority.

The TMDLs listed below were developed in accordance with 1997 Water Quality Monitoring, Information and Restoration Act (WQMIRA, §62.1-44. 19:4 through 19:8 of

the Code of Virginia) and federal recommendations. The TMDL IPs were developed in accordance with DEQ's Public Participation Procedures for Water Quality Management Planning. Extensive public participation was solicited during the development of the plans, and the public comment process provided the affected stakeholders with opportunities for comment on the proposed plans. The final TMDL IPs can be found at <http://www.deq.virginia.gov/tmdl/iprpts.html>.

Affected Waterbodies and Localities:

In the Tennessee/Big Sandy River Basin:

1. "Lewis Creek Sediment Total Maximum Daily Load Implementation Plan"
 - The IP proposes management actions needed to reduce sediment and restore the aquatic life use in Lewis Creek, located in Russell County.

In the Potomac/Shenandoah River Basin:

2. *"Water Quality Improvement Plan, South River and Christians Creek"*
 - The IP proposes management actions needed to reduce bacteria and sediment in South River and Christians Creek as well as Total Phosphorus in South River to restore the primary contact (swimming) use and aquatic life use. The waterbodies are located in August County,

In the James River Basin:

3. *" Water Quality Improvement Plan, Hays, Moffatts, Walker and Otts Creeks"*
 - The IP proposes management actions needed to reduce bacteria and restore the primary contact (swimming) use in Hays Creek, Moffatts Creek, Walker Creek and Otts Creek located in Augusta and Rockbridge counties.
4. *" James River and Tributaries TMDL Implementation Plan: A Plan to Reduce Bacteria in the James River and its Tributary Watersheds"*
 - The IP proposes management actions to reduce bacteria and restore the primary contact (swimming) use in Ivy Creek, Fishing Creek, Blackwater

Creek, Tomahawk Creek, Burton Creek, Judith Creek, Beaver Creek and a portion of the James River, located in the City of Lynchburg, as well as Amherst, Bedford, and Campbell counties.

5. *"Implementation Plan for Fecal Coliform TMDL (Total Maximum Daily Load) for Mill Creek and Powhatan Creek"*

- The IP proposes management actions to reduce bacteria and restore the primary contact (swimming) use in Mill Creek and Powhatan Creek, located in James City County.

6. *"Slate River and Rock Island Creek Bacteria Total Maximum Daily Load Implementation Plan"*

- The IP proposes management actions to reduce bacteria and restore the primary contact (swimming) use in Rock Island Creek, Austin Creek, Frisby Creek, North River, Troublesome Creek, Upper Slate River and Lower Slate River (including Muddy Creek and Turpin Creek), located in Buckingham County.

In the Rappahannock River Basin:

7. *"Craig Run, Browns Run, and Marsh Run Bacteria Total Maximum Daily Load Implementation Plan"*

- The IP proposes management actions to reduce bacteria and restore the primary contact (swimming) use in Craig Run, Browns Run and Marsh Run located in Fauquier County.

8. *"Little Dark Run and Robinson River Bacteria Total Maximum Daily Load Implementation Plan"*

- The IP proposes management actions to reduce bacteria and restore the primary contact (swimming) use in Little Dark Run, Upper Robinson River and Lower Robinson River, located in Madison and Culpeper counties.

How to comment: The DEQ accepts written comments by e-mail, fax and postal mail. All written comments must include the full name, address and telephone number of the person commenting and be received by DEQ by 5 p.m. on the last day of the comment period.

How a decision is made: After comments have been considered, the Board will make the final decision.

To review documents: The TMDL implementation plans are available on the DEQ web site at <http://www.deq.virginia.gov/tmdl/iprpts.html> and by contacting the DEQ representative named below. The electronic copies are in PDF format and may be read online or downloaded.

Contact for public comments, document requests and additional information:

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